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6 Attorneys for DIAMOND FARMING COMPANY,
7 a California corporation, CRYSTAL ORGANIC
8 FARMS, a limited liability company, GRIMMWAY
ENTERPRISES, INC., and LAPIS LAND COMPANY, LLC

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **IN AND FOR THE COUNTY OF LOS ANGELES**

11 Coordination Proceeding Special Title
12 (Rule 1550 (b))

13 ANTELOPE VALLEY GROUNDWATER
14 CASES

15 Included actions:

16 Los Angeles County Waterworks District No.
17 40 vs. Diamond Farming Company
Los Angeles Superior Court
Case No. BC 325201

18 Los Angeles County Waterworks District No.
19 40 vs. Diamond Farming Company
Kern County Superior Court
Case No. S-1500-CV 254348 NFT

20 Diamond Farming Company vs. City of
21 Lancaster
22 Riverside County Superior Court
Lead Case No. RIC 344436 [Consolidated
w/Case Nos. 344668 & 353840]

23
24 **AND RELATED CROSS-ACTIONS.**

Judicial Council Coordination No. 4408
Case No.: 1-05-CV-049053

**DIAMOND FARMING COMPANY,
CRYSTAL ORGANIC FARMS,
GRIMMWAY ENTERPRISES, INC.
AND LAPIS LAND COMPANY, LLC'S
WITNESS AND EXHIBIT LIST FOR
THE PROVE-UP OF THE
STIPULATED JUDGMENT AND
PHYSICAL SOLUTION TRIAL**

**Trial Date: August 3, 2015
Time: TBD
Dept: TBA**

25 DIAMOND FARMING COMPANY, CRYSTAL ORGANIC FARMS, GRIMMWAY
26 ENTERPRISES, INC. AND LAPIS LAND COMPANY, LLC ("GRIMMWAY") intend to call the
27 following witnesses and present the following exhibits at the prove-up of the Stipulated Judgment
28

1 and Physical Solution trial:

2 Jeff Green (witness)

3 Carl Voss (witness and non-retained expert)

4 GRIMMWAY intends to introduce evidence of its overlying rights, groundwater pumping,
5 groundwater pumping usage and its past and intent in the future to import water into the Antelope
6 Valley Groundwater Basin and the capture and pumping of return flow rights from the imported
7 water.

8 At this time, GRIMMWAY cannot provide an estimate of time, except Carl Voss's testimony
9 and cross-examination is expected to take 2 hours.

10 In support of its intended claims, GRIMMWAY will introduce the following exhibits:

<u>EXHIBITS</u>	<u>DESCRIPTION</u>
GRIMM-1	Kotchian Map and Title Documents
GRIMM-2	Annual Filings with State
GRIMM-3	Kotchian Water Production Records
GRIMM-4	Kotchian Water and Pump Information
GRIMM-5	Kotchian Crop Maps
GRIMM-6	Willow Springs Map and Title Documents
GRIMM-7	Willow Springs Water Production Records
GRIMM-8	Willow Springs Well and Pump Information
GRIMM-9	Willow Springs Crop Maps
GRIMM-10	<u>Water Use Basin Wide (as Predecessor Owner and/or Lessee)</u> <ul style="list-style-type: none">• Antelope Valley/Willow Springs Irrigated Farmland - Pumped Ground Water in ACFT• Antelope Valley/Willow Springs Irrigated Farmland - AVEK Water in ACFT

23 Dated: April 27, 2015

LeBEAU • THELEN, LLP

24 By: 

25 BOB H. JOYCE

26 Attorneys for DIAMOND FARMING COMPANY,
27 a California corporation, CRYSTAL ORGANIC
28 FARMS, a limited liability company, GRIMMWAY
ENTERPRISES, INC., and LAPIS LAND
COMPANY, LLC

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PROOF OF SERVICE

ANTELOPE VALLEY GROUNDWATER CASES
JUDICIAL COUNCIL PROCEEDING NO. 4408
CASE NO.: 1-05-CV-049053

I am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within action; my business address is: 5001 E. Commercenter Drive, Suite 300, Bakersfield, California 93309. On April 27, 2015, I served the within **DIAMOND FARMING COMPANY, CRYSTAL ORGANIC FARMS, GRIMMWAY ENTERPRISES, INC. AND LAPIS LAND COMPANY, LLC'S WITNESS AND EXHIBIT LIST FOR THE PROVE-UP OF THE STIPULATED JUDGMENT AND PHYSICAL SOLUTION TRIAL**

■ **(BY POSTING)** I am "readily familiar" with the Court's Clarification Order. Electronic service and electronic posting completed through www.scefilings.org ; All papers filed in Los Angeles County Superior Court and copy sent to trial judge and Chair of Judicial Council.


Los Angeles County Superior Court
111 North Hill Street
Los Angeles, CA 90012
Attn: **Department 1**
(213) 893-1014

Chair, Judicial Council of California
Administrative Office of the Courts
Attn: Appellate & Trial Court Judicial Services
(Civil Case Coordinator)
Carlotta Tillman
455 Golden Gate Avenue
San Francisco, CA 94102-3688
Fax (415) 865-4315

■ **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Bakersfield, California, in the ordinary course of business.

□ **(OVERNIGHT/EXPRESS MAIL)** By enclosing a true copy thereof in a sealed envelope designated by United States Postal Service (Overnight Mail)/Federal Express/United Parcel Service ("UPS") addressed as shown on the above by placing said envelope(s) for ordinary business practices from Kern County. I am readily familiar with this business' practice of collecting and processing correspondence for overnight/express/UPS mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service/Federal Express/UPS in a sealed envelope with delivery fees paid/provided for at the facility regularly maintained by United States Postal Service (Overnight Mail/Federal Express/United Postal Service [or by delivering the documents to an authorized courier or driver authorized by United States Postal Service (Overnight Mail)/Federal Express/United Postal Service to receive documents].

■ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct, and that the foregoing was executed on April 27, 2015, in Bakersfield, California.



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